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A Limited Liability Partnership

Including Professional Corporations

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Attorneys for Defendant

TESLA, INC. dba TESLA MOTORS, INC.

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

DEMETRIC DI-AZ, OWEN DIAZ, and  
LAMAR PATTERSON,

Plaintiffs,

v.

TESLA, INC. dba TESLA MOTORS, INC.;  
CITISTAFF SOLUTIONS, INC.; WEST  
VALLEY STAFFING GROUP;  
CHARTWELL STAFFING SERVICES, INC.;  
and DOES 1-50, inclusive,

Defendants.

Case No. 3:17-cv-06748-WHO

**JOINT STIPULATION REGARDING  
MOTIONS IN LIMINE, AND FOR  
TELEPHONIC OR ZOOM  
APPEARANCE AT THE PRE-TRIAL  
CONFERENCE; [PROPOSED] ORDER**

Date: May 11, 2020

Time: 2:00 p.m.

Courtroom: 2, 17th Floor

Judge: Hon. William H. Orrick

Trial Date: June 8, 2020

Complaint filed: October 16, 2017

**TO THE HONORABLE COURT, ALL PARTIES AND THEIR ATTORNEYS OF  
RECORD:**

Pursuant to Civil Local Rule 6.2, Plaintiffs Owen Diaz and Demetric Di-az (“Plaintiffs”), and Defendant Tesla, Inc. (“Defendant”) (collectively, the “Parties”), by and through their attorneys of record, hereby submit this Joint Stipulation Regarding Motions in Limine and to Request to Appear Telephonically (or via Zoom) at the Pre-Trial Conference on May 11, 2020 at 2 p.m. Good cause exists given the unforeseen and difficult circumstances resulting from the Coronavirus Disease 2019 (“COVID-19”) pandemic, and the extension of California’s Shelter in Place Order until May 15, 2020. As such, the Parties have agreed: (1) to file their respective Motions in Limine on April 20, 2020; (2) to file oppositions to any Motions in Limine on April 29, 2020; and (3) to appear telephonically or via Zoom at the May 11, 2020 Pre-Trial Conference. Accordingly, the Parties stipulate as follows:

**WHEREAS**, on October 16, 2017, Plaintiffs filed their Complaint in state court;

**WHEREAS**, on November 22, 2017, Tesla removed Plaintiffs’ Complaint to the United States District Court for the Northern District of California;

**WHEREAS**, on December 27, 2019, the Court issued an Amended Pre-trial Order requiring any Motions in Limine to be filed 14 days before the Pre-trial Conference, and any oppositions to Motions in Limine to be filed 7 days before the Pre-trial Conference;

**WHEREAS**, the Pre-Trial Conference is on May 11, 2020 at 2 p.m., and trial is on June 8, 2020;

**WHEREAS**, good cause exists given unforeseen and difficult circumstances resulting from the Coronavirus Disease 2019 (“COVID-19”) pandemic, including but not limited to California’s state-wide Shelter In Place Order that is currently in place until May 15, 2020;

**WHEREAS**, the parties would like to file the Motions in Limine and oppositions well ahead of the dates required in the Amended Pre-Trial Order; and,

**WHEREAS**, the parties share concerns as to their ability to appear in person at the Pre-Trial Conference.

1       **NOW THEREFORE**, it is hereby stipulated by and between Plaintiffs and Defendant,  
2 that:

- 3           (1)     The parties will file their respective Motions in Limine on April 20, 2020.  
4           (2)     The parties will file any oppositions to Motions in Limine on April 29, 2020.  
5           (3)     The parties may appear telephonically or via Zoom at the Pre-Trial Conference on  
6 May 11, 2020 at 2 p.m.

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8                               **IT IS SO STIPULATED.**  
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11                               CALIFORNIA CIVIL RIGHTS LAW GROUP  
12                               ALEXANDER KRAKOW + GLICK LLP

13 DATED: April 17, 2020

By:           /s/ Cimone A. Nunley          

14                               Lawrence A. Organ  
15                               Navruz Avloni  
16                               Cimone A. Nunley  
17                               J. Bernard Alexander  
18                               Attorneys for Plaintiff  
19                               OWEN DIAZ

20                               SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

21 DATED: April 17, 2020

Bv           /s/ Namal Tantula          

22                               TRACEY A. KENNEDY  
23                               PATRICIA M. JENG

24                               Attorneys for Defendant  
25                               TESLA, INC. dba TESLA MOTORS, INC.  
26  
27  
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**[PROPOSED] ORDER**

Based upon the Parties' Stipulation, and good cause having been shown, **IT IS HEREBY ORDERED THAT:**

- (1) The Parties will file their respective Motions in Limine on April 20, 2020.
- (2) The Parties will file any oppositions to Motions in Limine on April 29, 2020.
- (3) The Parties may appear telephonically or via Zoom at the Pre-Trial Conference on May 11, 2020 at 2 p.m.

**IT IS SO ORDERED.**

Dated: \_\_\_\_\_, 2020

\_\_\_\_\_  
Hon. William H. Orrick